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Intellectual Property Law



To:	Exa	miner Charlesworth	E. Rae	From:	Marjone Scanati	
	Gro	up Art Unit 1611				
Fax:	571	-273-8300		Pages:	10	
Phone:				Date:	12/31/2008	
Re: 10/667,151				CC:		
□ U rg	ent	X For Review	☐ Please Com	ment	☐ Please Reply	☐ Please Recycle

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Please see the attached Response to Communication mailed 12/16/08, including resubmission of Notice of Appeal and Pre-Appeal Brief Request for Review originally filed on 12/1/08.

U.S. Serial No.: 10/667,151 Group Art Unit 1611

Examiner Charlesworth Rae

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sheng-Ping Zhong

Serial No.:

10/667,151

Filed:

09/18/2003

Title:

INJECTABLE THERAPEUTIC FORMULATIONS

Art Unit:

Examiner:

Charlesworth E. Rae

Confirm. No.: 8726

Docket No.: 03-151US1

Via Facsimile: 571-273-8300

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO COMMUNICATION

Sir:

This is responsive to an Office Communication mailed December 16, 2008 in the above matter. In the Communication, the Examiner stated that the Pre-Appeal Brief Request for Review filed December 1, 2008 was improper because a proposed response was included with the Pre-Appeal Brief Request ("Review Request"). A copy of the Communication is attached herewith.

In response to the Communication, and pursuant to a December 30, 2008 telephone call with Examiner Charlesworth Rae, Applicant is resubmitting the Review Request.

A Notice of Appeal and the required fee was previously filed by Applicant on December 1, 2008. Thus, no fee is believed to be required for the resubmission of the Review Request.

U.S. Serial No.: 10/667,151 Group Art Unit 1611 Examiner Charlesworth Rae

However, the Commissioner is authorized to charge any fees deemed to be owing for this application to Deposit Account Number 50-1047.

Respectfully submitted,

Registration No. 42,059

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I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office on 12/31/08 via facsimile to: 571-273-8300

Marjorie Scariati

(Printed Name of Person Mailing Correspondence)

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DEC 31 2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/667,151	09/18/2003	Sheng-Ping Zhong	03-151US1	8726	
27774 MAYER & WI	7590 12/16/2008	EXAMINER			
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2ND FLOOR WESTFIELD,	እነ፤ ሰ7000	ART UNIT	PAPER NUMBER		
WESTFIELD,	113 07090		1611		
			MAIL DATE	DELIVERY MODE	
			12/16/2008	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.